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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE ALBERTO DIMAS-CAMPOS,
Defendant.

CASE NO. 2:22-CR-00139 JAM

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
AND ORDER

DATE: December 13, 2022
TIME: 9:00 a.m.
COURT: Hon. John A. Mendez

STIPULATION

1. By previous order, this matter was set for status on December 13, 2022.
2. By this stipulation, defendants now move to continue the status conference until March 7, 2023, at 9:00 AM, and to exclude time between December 13, 2022, and March 7, 2023, under Local Code T4.
3. The parties agree and stipulate, and request that the Court find the following:
 - a) The government has obtained a protective order for additional discovery associated with this case, which was previously made available for inspection. The government is still in the process of transmitting to defense counsel the additional the discovery materials which are subject to the protective order. These discovery materials include videos of controlled purchases.
 - b) Defense Counsel requests additional time to review the discovery materials and

1 charges, conduct investigation, research related to the charges, to review and copy the discovery
2 already tendered, to assess the viability of any pretrial motions, and arrange for in-person visits
3 to discuss potential resolutions with their client.

4 c) Defense Counsel believes that failure to grant the above-requested continuance
5 would deny them the reasonable time necessary for effective preparation, taking into account the
6 exercise of due diligence.

7 d) The government does not object to the continuance.

8 e) Based on the above-stated findings, the ends of justice served by continuing the
9 case as requested outweigh the interest of the public and the defendant in a trial within the date
10 prescribed by the Speedy Trial Act.

11 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
12 *et seq.*, within which trial must commence, the time period of December 13, 2022 to March 7,
13 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
14 T4] because it results from a continuance granted by the Court at defendant's request on the basis
15 of the Court's finding that the ends of justice served by taking such action outweigh the best
16 interest of the public and the defendant in a speedy trial.

17 **[CONTINUED ON NEXT PAGE]**

4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: December 8, 2022

PHILLIP A. TALBERT
United States Attorney

/s/ ROBERT C. ABENDROTH
ROBERT C. ABENDROTH
Assistant United States Attorney

Dated: December 8, 2022

/s/ CLEMENTE M. JIMENEZ
CLEMENTE M. JIMENEZ
Counsel for Defendant
JOSE ALBERTO DIMAS-CAMPOS

ORDER

IT IS SO FOUND AND ORDERED this 8th day of December, 2022.

/s/ John A. Mendez
THE HONORABLE JOHN A. MENDEZ
SENIOR UNITED STATES DISTRICT JUDGE